

IN THE UNITED STATES DISTRICT COURT  
FOR THE EASTERN DISTRICT OF PENNSYLVANIA

MICHAEL F., *by and through his parents*,  
KEVIN F. and KELLY F.,

*Plaintiffs,*

v.

UPPER DARBY SCHOOL DISTRICT,

*Defendant.*

CIVIL ACTION

NO. 21-5653

**ORDER**

**AND NOW**, this 6th day of April 2023, upon consideration of the Parties' Cross-Motions for Judgment on the Administrative Record (ECF 10, 11) and Responses (ECF 12, 13), and after a careful review of the underlying record and Hearing Officer's Final Decision and Order (ECF 5-3), it is hereby **ORDERED** that Defendant's Motion is **GRANTED** and Plaintiffs' Motion is **DENIED**. Judgment is **ENTERED** in favor of Defendant. The Clerk of Court is **DIRECTED** to **CLOSE** this case.

BY THE COURT:

**/s/ Gerald J. Pappert**  
GERALD J. PAPPERT, J.